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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9                   UNITED STATES OF AMERICA,  
10                   Plaintiff,  
11                   v.  
12                   TOSHIO LOKTING,  
13                   Defendant.

Case No. 2:18-CR-100-RSL

ORDER DENYING MOTION  
FOR EARLY  
TERMINATION OF  
SUPERVISED RELEASE

15                  This matter comes before the Court on defendant Toshio Lokting’s “Motion for Early  
16 Termination of Supervised Release,” pursuant to 18 U.S.C. § 3583(e)(1). Dkt. #9.

17                  On November 10, 2015, Mr. Lokting was sentenced by the Northern District of  
18 California to 36 months of imprisonment and three years of supervised release for Conspiracy to  
19 Commit Wire Fraud. Dkt. #9 at 1; see Dkt. #2. He began his supervised release on November  
20 22, 2017, and it is set to terminate on November 21, 2020. Id. Jurisdiction was transferred to the  
21 Western District of Washington on May 2, 2018. Dkt. #1.

22                  A court “may, after considering the factors set forth in [18 U.S.C. § 3553(a)] ... terminate  
23 a term of supervised release and discharge the defendant released at any time after the expiration  
24 of one year of supervised release... if it is satisfied that such action is warranted by the conduct  
25 of the defendant released and the interest of justice.” 18 U.S.C. § 3583(e). The Court has  
26 “discretion to consider a wide range of circumstances when determining whether to grant early  
27 termination.” United States v. Emmett, 749 F.3d 817, 819 (9th Cir. 2014).

1 The Court appreciates Mr. Lokting's payment of his restitution amount and fines in full,  
2 his enrollment in the nine-month RDAP program, his participation in the Big Brother Program,  
3 and his completion of several classes while in Lompoc FCI. Dkt. #9 at 1-2; see Dkt #9-1. The  
4 Court is also pleased to learn that Mr. Lokting is doing well on supervised release, and  
5 appreciates his efforts in enrolling in the RDAP program, in securing employment at Gelatiamo,  
6 and in stabilizing his mental health condition. Dkt. #9 at 2; see Dkt. #9-2. However, Mr.  
7 Lokting's motion is premature. The Court encourages him to continue his good behavior and to  
8 avoid incurring any additional violations. See Dkt. #9 at 2-3. He may then re-apply for an early  
9 termination in June 2019.

For the foregoing reasons, defendant's motion is DENIED.

DATED this 5<sup>th</sup> day of February, 2019.

Robert S. Lasnik  
Robert S. Lasnik  
United States District Judge